

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO				CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY)	
TO: CITY COUNCIL		FROM (ORIGINATING DEPARTMENT): ECP/Arch Eng and Parks		DATE: 12/11/2009	
SUBJECT: Emergency Contracts with Scheidel Contracting & Engineering and First Amendment to Agreement with HDR, Inc.					
PRIMARY CONTACT (NAME, PHONE): Darren Greenhalgh , (619) 533-6600			SECONDARY CONTACT (NAME, PHONE): Ali Darvishi , (619) 533-5328		
COMPLETE FOR ACCOUNTING PURPOSES					
FUND	400002				
DEPT / FUNCTIONAL AREA	OTHR-00000000-CL				
ORG / COST CENTER	1714141216				
OBJECT / GENERAL LEDGER ACCT	512117				
JOB / WBS OR INTERNAL ORDER	ABT00001				
C.I.P./CAPITAL PROJECT No.	37-068.0				
AMOUNT	\$370,000.00	\$0.00	\$0.00	0.00	0.00
FUND					
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER					
OBJECT / GENERAL LEDGER ACCT					
JOB / WBS OR INTERNAL ORDER					
C.I.P./CAPITAL PROJECT No.					
AMOUNT	0.00	0.00	0.00	0.00	0.00
COST SUMMARY (IF APPLICABLE): CONSULTANT CONTRACT-ORIGINAL \$249,778.00 CONSULTANT FIRST AMENDMENT \$ 25,856.00 CONTRACTOR CONTRACT \$947,000.00 FUNDS TRANSFER \$370,000.00					
ROUTING AND APPROVALS					
CONTRIBUTORS/REVIEWERS:		APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	
		ORIG DEPT.			
		CFO			
		DEPUTY CHIEF			
		COO			
		CITY ATTORNEY			
		COUNCIL PRESIDENTS OFFICE			
PREPARATION OF:	<input checked="" type="checkbox"/> RESOLUTIONS	<input type="checkbox"/> ORDINANCE(S)	<input type="checkbox"/> AGREEMENT(S)	<input type="checkbox"/> DEED(S)	

<p>1. Authorizing transfer of \$370,000 from Fund No. 400002, Capital Outlay-Misc Revenue, Annual Allocation, CIP No. ABT00001, City Facilities Improvements, to CIP S-01064 (Legacy CIP 21-876.0), Florida Canyon Storm Drain Emergency Repair for the purpose of completing the project; and</p> <p>2. Authorizing the Mayor, or his designee, to execute a First Amendment to Consultant Agreement with HDR Inc. in CIP # S-01064 (Legacy CIP 21-876.0), Florida Canyon Storm Drain Emergency Repair in the amount of \$25,856.00; and</p> <p>3. Ratifying a sole source emergency construction contract with Scheidel Contracting & Engineering, in the amount not to exceed \$947,000 for the purpose of emergency construction services, contingent upon the City Comptroller first certifying that funds are, or will be, on deposit with the City Treasurer; and</p> <p>4. Authorizing the Chief Financial Officer, as delegated to Financial Management, to appropriate and City Comptroller to expend an additional \$ 370,000.00 from CIP # S-01064 (Legacy CIP 21-876.0), Florida Canyon Storm Drain/Thorn Street Water Transmission Main for the purpose of completing the project; and</p> <p>5. Authorizing the City Comptroller, upon the advice from the administering department, to return excess budgeted funds, if any, to the appropriate reserves.</p>	
<p>STAFF RECOMMENDATIONS: Adopt the resolutions</p>	
<p>SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)</p>	
COUNCIL DISTRICT(S):	2 (FAULCONER), 3 (GLORIA)
COMMUNITY AREA(S):	BALBOA PARK, OCEAN BEACH
ENVIRONMENTAL IMPACT:	This activity is statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15269(b), Emergency Projects, as set forth in Section 21080(b)(2) and (4) of the Public Resources Code."
CITY CLERK INSTRUCTIONS:	

**COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO**

DATE: 12/11/2009

ORIGINATING DEPARTMENT: ECP/Arch Eng and Parks

SUBJECT: Emergency Contracts with Scheidel Contracting & Engineering and First Amendment to Agreement with HDR, Inc.

COUNCIL DISTRICT(S): 2 (FAULCONER), 3 (GLORIA)

CONTACT/PHONE NUMBER: Darren Greenhalgh /(619) 533-6600

REQUESTED ACTION:

Authorize transfer of funds from Capital Outlay-Misc Revenue Annual Allocation.

Authorize the execution of First Amendment to Consultant Agreement with HDR, Inc.; and

Ratify the sole source emergency contracts for construction services with Scheidel Contracting & Engineering; and

STAFF RECOMMENDATION:

Adopt the resolutions

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

Two emergencies took place in 2009 requiring immediate actions to prevent potential public safety compromises and loss of property. In late March 2009, as a result of heavy rains, storm water from a broken storm drain within Florida Canyon caused significant damage to a slope which supports Park Boulevard and the San Diego Zoo parking lot. The resulting soil erosion exposed and severely undermined an existing 36-inch water transmission line. The exposed water line had the potential of rupturing which could have caused failure of the remainder of the slope, potential undermining of Park Boulevard and significant water pressure loss to the surrounding communities.

In June 2009, the Ocean Beach Comfort Station which has been closed to public became a source of potential liability to the City. Due to the scale of decay, large pieces of concrete were dislodged from the structure and threatened the safety of passersby as the fencing around the Comfort Station was not providing the needed protection.

Pursuant to San Diego Municipal Code 22.3212, "Contracts Not Required to Be Competitively Bid", Section C, an emergency sole source contract was issued to Scheidel Contracting & Engineering to safeguard the 36-inch water transmission line within Florida Canyon, restore the eroded canyon slope, reestablish the storm water infrastructure and re-vegetate the eroded slope. Scheidel Contracting & Engineering was also directed to demolish the existing Ocean Beach Comfort Station and reestablish the perimeter fencing to protect the public.

The original emergency contract was executed with HDR Inc. in the amount of \$249,778.00 via Mayoral approval, for the purpose of design of the emergency project.

Also, it is requested that a First Amendment to the Consultant Contract with HDR, Inc. for an amount of \$25,856 be authorized for monitoring of revegetation areas within Florida Canyon by a qualified biologist as required by the City of San Diego Biology Guidelines.

FISCAL CONSIDERATIONS:

Funds in the amount of \$1,000,000.00 are available in CIP # S-01064, (Legacy CIP 21-876.0), Florida Canyon Storm Drain Emergency Repair, in Fund # 200391, Regional Park Improvement Fund. An additional \$370,000.00 in funding is requested via transfer from Fund No. 400002 Capital Outlay-Misc Revenue Annual Allocation.

Funds in the amount of \$33,814.93, CIP# B-10130 Ocean Beach Comfort Station, Fund # 200391 Regional Park Improvement Fund, were utilized for the demolition of the OB Comfort Station.

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE):

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

PREVIOUS COUNCIL and/or COMMITTEE ACTION:N/A

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:N/A

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

Community members in Council Districts 2 and 3, Park & Recreation Department, HDR Inc., Scheidel Contracting & Engineering.

Originating Department

Deputy Chief/Chief Operating Officer